## **History of Minnesota Redistricting**

Peter S. Wattson Senate Counsel

## Legislature

	Legislature		
	Senate		House
		1850 Census	
Gen. Laws 1860, ch. 73	21		42
		1860 Census	
Gen. Laws 1866, ch. 4	22		47
		1870 Census	
Gen. Laws 1871, ch. 20	41		106
		1880 Census	
Gen. Laws 1881, ch. 128	47		103
Gen. Laws 1889, ch. 2	54		114
		1890 Census	
Laws 1897, ch. 120	63		119
		1900 Census	
		1910 Census	
Laws 1913, ch. 91	67		130
		1920 Census	
		1930 Census	

1940 Census

1950 Census

Districts grossly unequal in population, court will defer to legislature - *Magraw v. Donovan*, 163 F.Supp. 184 (D. Minn. 1958)

Laws 1959, Ex.Sess. ch. 45 67 135

1960 Census

Plan declared invalid - Honsey v. Donovan, 236 F.Supp. 8 (Dec. 4, 1964)

1965 regular session

S.F. No. 102

Introduced	1/19/65	1965 Senate Journal 66
Sent to Governor Rolvaag	5/20/65	1965 Senate Journal 2133
Vetoed	5/24/65	1965 Senate Journal 2554

Veto is valid - Duxbury v. Donovan, 272 Minn. 424, 138 N.W.2d 692 (Nov. 26, 1965)

1966 extra session

S.F. No. 2

Introduced	4/25/66	1967 Senate Journal 21
Sent to Governor Rolvaag	5/9/66	1967 Senate Journal 119
Vetoed	5/11/66	1967 Senate Journal 126
S.F. No. 6		
Introduced	5/18/66	1967 Senate Journal 133
Sent to Governor Rolvaag	5/18/66	1966 Senate Journal 137
Approved	5/20/66	

Senate House
Laws 1966, Ex. Sess. ch. 1 67 135

1970

	Census	
1971 regular session		
H.F. No. 2531		
Introduced	4/15/71	1971 House Journal 1363
Passed House	4/26/71	1971 House Journal 1824
Referred to Senate committee	4/27/71	1971 Senate Journal 1608
1971 extra session		
H.F. No. 76		
Introduced	6/2/71	1971 E.S. House Journal 51
Sent to Governor Wendell Anderson	10/29/71	1971 E.S. Senate Journal 607
House adjourned sine die	10/30/71	1971 E.S. House Journal 698
Pocket vetoed	11/1/71	1971 E.S. House Journal 702

Plan declared invalid - Beens v. Erdahl, No. 4-71-Civil 151 (D. Minn. Nov. 15, 1971)

	Senate	House
Court plan 1	35	105

Beens v. Erdahl, 336 F.Supp. 715 (D. Minn. Jan. 25, 1972) rev'd sub nom. Sixty-Seventh Minnesota State Senate v. Beens, 406 U.S. 187 (Apr. 29, 1972)

	Senate	House
Court plan 2	67	134

Beens v. Erdahl, 349 F.Supp. 97 (D. Minn. June 2, 1972)

	1980 Census	
1982 regular session		
S.F. No. 1552		
Introduced	1/21/82	1982 Senate Journal 3163
Passed Senate	1/28/82	1982 Senate Journal 3242
Referred to House committee	1/28/82	1982 House Journal 5144

Court plan - *LaComb v. Growe*, 541 F. Supp. 160 (D. Minn. Mar. 11, 1982)

Laws 1983, ch. 191 - court plan enacted, with adjustments

1990 Census

	Senate		House	
Laws 1991, ch. 246	67		134	
Vetoed		5/28/91		1991 Senate Journal 5544
Filed with Secretary of State		6/7/91		1991 Senate Journal 5566

Procedure set to challenge governor's late vetoes - *Seventy-Seventh Minnesota State Senate v. Carlson*, 472 N.W.2d 99 (Minn. June 20, 1991)

Governor's veto of redistricting law was invalid - *Seventy-Seventh Minnesota State Senate v. Carlson*, No. C3-91-7547 (Dist. Ct., Ramsey Co., Aug. 2, 1991)

State court proceedings enjoined - *Emison v. Growe*, No. 4-91-202 (D. Minn. Dec. 5, 1991)

Chapter 246 construed and corrected, subject to injunction - *Cotlow v. Growe*, No. C8-91-985 (Minn. Spec. Redis. Panel, Dec. 9, 1991)

Laws 1992, ch. 358 (correcting Laws 1991, ch. 246)

Vetoed 1/10/92 1992 Senate Journal 5616

Injunction vacated - Cotlow v. Emison, 502 U.S. 1022 (Jan. 10, 1992) (mem.)

Legislative plan rejected, court's plan adopted - *Emison v. Growe*, 782 F. Supp. 427 (D. Minn. Feb. 19, 1992)

Federal court's order on legislative plan stayed pending appeal - Growe v. Emison, 112 S.Ct

1461 (Mar. 11, 1992) (Blackmun, J., in chambers)

Federal court's order reversed - *Growe v. Emison*, 507 U.S. 25 (Feb. 23, 1993)

Laws 1994, ch. 612 (correcting legislative districts)

Laws 1997, ch. 44 (portions of Moorhead Township annexed by City of Dilworth moved from district 9A to district 9B)

2000 Census

Motion to appoint three-judge special redistricting panel granted and stayed - *Cotlow v. Growe*, No. C0-01-160, 622 N.W.2d 561 (Minn. Mar. 2, 2001)

	Senate	House	
S.F. No. 2377	67	134	
Introduced	5/11	1/2001	2001 Senate Journal 2896
Passed Senate	5/18	3/2001	2001 Senate Journal 3755
Passed House	5/19	9/2001	2001 House Journal 5232
Conferees appointed	5/2	1/2001	2001 House Journal 5440

Five-judge special redistricting panel appointed - *Zachman v. Kiffmeyer*, No. C0-01-160, 629 N.W.2d 98 (Minn. July 12, 2001)

Returned to conference 2/4/2002 2002 Senate Journal 4070

Legislative plan adopted - *Zachman v. Kiffmeyer*, No. C0-01-160 (Minn. Spec. Redis. Panel Mar. 19, 2002)

Laws 2003, 1st Sp. Sess. ch. 16, § 13 (adjusting boundary between House districts 45A and 45B)

Laws 2004, ch. 170 (adjusting boundary between House districts 41A and 41B)

## Congress

	1860 Census
Gen. Laws 1862, ch. 64	2 seats
	1870 Census
Gen. Laws 1872, ch. 21	3 seats
	1880 Census
	1890 Census
Gen. Laws 1891, ch. 3	7 seats
	1900 Census
Laws 1901, ch. 92	9 seats
	1910 Census
Laws 1913, ch. 513	10 seats
	1920 Census
	1930 Census
Laws 1931, page 640 - H.F. No. 1456	9 seats
Vetoed	
Veto invalid - State ex rel. Smiley v. Holn	n, 184 Minn. 228, 238 N.W. 494 (1931)
State court reversed, law nullified - Smile	y v. Holm, 285 U.S. 355 (Apr. 11, 1932)
1932 election - 9 seats elected at large	
Laws 1933, ch. 185	9 seats

1940 Census 1950 Census 1960 Census Laws 1961, 2<sup>nd</sup> Ex. Sess. 8 seats ch. 2 1970 Census Laws 1971, ch. 897 8 seats 1980 Census 1981 regular session H.F. No. 1478 8 seats Introduced 5/7/81 1981 House Journal 2766 1972 plan declared invalid - LaComb v. Growe, Civ. No. 4-81-414 (D. Minn. Sept. 15, 1981) 1982 regular session H.F. No. 1478 8 seats 1982 House Journal 5057 Passed House 1/21/82 Passed Senate 1982 Senate Journal 3239 1/27/82

Court plan - *LaComb v. Growe*, 541 F.Supp. 145 (D. Minn. Mar. 11, 1982) *aff'd sub nom. Orwoll v. LaComb*, 456 U.S. 966 (1982)

1/28/82

1982 House Journal 5144

Challenge to court plan as gerrymander rejected as too late in decade - *Emison v. Growe*, No. Civ. 3-90-87 (D. Minn. Apr. 9, 1990)

1990 Census

State court proceedings enjoined - Emison v. Growe, No. 4-91-202 (D. Minn. Dec. 5, 1991)

Laws 1992, ch. 357 8 seats

Motion for conferees

Vetoed 1/10/92 1992 Senate Journal 5618

Injunction vacated - Cotlow v. Emison, 502 U.S. 1022 (Jan. 10, 1992) (mem.)

Congressional plan adopted, state enjoined from implementing state court's congressional plan - *Emison v. Growe*, 782 F. Supp. 427 (D. Minn., Feb. 19, 1992)

Congressional plan adopted, subject to federal court's injunction -*Cotlow v. Growe*, No. C8-91-985 (Minn. Spec. Redis. Panel, Apr. 15, 1992)

Federal court's order reversed - *Growe v. Emison*, 507 U.S. 25 (Feb. 23, 1993)

Laws 1994, ch. 406 (state court plan enacted)

8 seats

2000 Census

Motion to appoint three-judge special redistricting panel granted and stayed - *Cotlow v. Growe*, No. C0-01-160, 622 N.W.2d 561 (Minn. Mar. 2, 2001)

S.F. No. 2377	8 seats	
Introduced	5/11/2001	2001 Senate Journal 2896
Passed Senate	5/18/2001	2001 Senate Journal 3755
Passed House	5/19/2001	2001 House Journal 5232
Conferees appointed	5/21/2001	2001 House Journal 5440

Five-judge special redistricting panel appointed - *Zachman v. Kiffmeyer*, No. C0-01-160, 629 N.W.2d 98 (Minn. July 12, 2001)

Returned to conference 2/4/2002 2002 Senate Journal 4070

Congressional plan adopted - *Zachman v. Kiffmeyer*, No. C0-01-160 (Minn. Spec. Redis. Panel Mar. 19, 2002)

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